344-07/PJG/MM/BGC FREEHILL HOGAN & MAHAR, LLP Attorneys for Plaintiff AMERICAN STEAMSHIP OWNERS MUTUAL PROTECTION AND INDEMNITY ASSOCIATION, INC. 80 Pine Street New York, NY 10005

Telephone: (212) 425-1900 / Facsimile: (212) 425-1901

Peter J. Gutowski. (PG 2200) Manuel A. Molina (MM 1017) Barbara G. Carnevale (BC 1651)

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

AMERICAN STEAMSHIP OWNERS MUTUAL PROTECTION AND INDEMNITY ASSOCIATION, INC.,

Plaintiff,

-against-

DUSUNG SHIPPING CO. LTD., ORIENT STAR SHIPPING CORP. a/k/a ORIENT STAR SHIPPING CORP. LTD.; SUBIC STAR SHIPPING CORP. S.A.; HAN STAR SHIPHOLDING CORP. LTD.; and HAN STAR SHIPPING CORP.;

Del	en	uan	ıs.	

USDS SDNY DOCUMENT ELECTRONICALLY FILED DATE FILED:

JUDGE CASTEL



ORDER (i) DIRECTING CLERK TO ISSUE PROCESS OF MARITIME ATTACHMENT AND GARNISHMENT; (ii) APPOINTING PERSON(s) TO SERVE PROCESS PURSUANT TO RULE 4(c); and (iii) CONFIRMING SCOPE OF **SERVICE**

Upon reading and filing the Verified Complaint of the Plaintiff herein, verified on the 17th day of July, 2007, and the Affidavit of Barbara G. Carnevale, sworn to on the same day, that to the best of her information and belief, the Defendants cannot be found within this District for the purpose of an attachment under Supplemental Rule B(1), and the Plaintiff further praying for an order appointing a special process server to serve the Process of Attachment and for an order defining the scope and methodology of the service of the Process, the grounds for which are also outlined in the above referenced affidavit; and

The Court having found that the conditions for an attachment as required by Rule B(1) of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure exist, and that issuance of an Order authorizing a special process server and defining the scope and methodology of the service of the Process would be appropriate under the circumstances of this action;

NOW, upon motion of Freehill Hogan & Mahar, LLP, attorneys for the Plaintiff, it is hereby **O R D E R E D** that the Clerk of this Court is directed forthwith to issue the Process of Maritime Attachment and Garnishment for seizure of all tangible and intangible property of the Defendants, as described therein, including but not limited to any property of the Defendants (hereinafter "ASSETS"), as may be held, received or transferred in their own name or for their benefit at, moving through, or within the possession, custody or control of banking institutions and/or other institutions or such other garnishee(s) on whom a copy of the Process of Maritime Attachment and Garnishment may be served, in the following amounts:

DUSUNG SHIPPING CO. LTD. \$394,031

ORIENT STAR SHIPPING CORP. a/k/a

ORIENT STAR SHIPPING CORP. LTD. \$91,532

SUBIC STAR SHIPPING CORP. S.A. \$ 94,244

HAN STAR SHIPHOLDING CORP. LTD.

And HAN STAR SHIPPING CORP. \$233,254

pursuant to Rule B of the Supplemental Rules for Certain Admiralty and Maritime Claims of the Federal Rules of Civil Procedure in respect to the claim against the Defendants, as identified in the Verified Complaint and as specified in the Process; and it is further

ORDERED that supplemental process enforcing the Court's Order may be issued and served without further Order of the Court; and it is further

NYDOCS1/286282.1 2

ORDERED that Lawrence J. Kahn, Manny Molina, Barbara G. Carnevale, Pamela L. Schultz, Robert Ridenour, Joan Sorrentino, Christina Gargano, or any other partner, associate, paralegal or other agent of Freehill Hogan & Mahar LLP be and is hereby appointed, in addition to the United States Marshal, to serve the Process of Attachment and Garnishment and the Verified Complaint, together with a copy of this Order and any Interrogatories, upon any garnishee named in the Process, together with any other garnishee(s) who (based upon information developed subsequent hereto by the Plaintiff) may hold assets of, for, or on behalf of the Defendants; and it is further

ORDERED that following initial service upon any garnishee by the United States

Marshal or any other person designated by Order to make service in this action, supplemental service of the Process of Maritime Attachment and Garnishment may thereafter be made by way of facsimile transmission or other verifiable electronic means, including e-mail, to each garnishee so personally served, such service to be in accordance with each garnishees preference or policy, and such facsimile or other electronic transmission shall be deemed to be made within the district if it has been sent from within the district; and it is further

ORDERED that service on any garnishee herein is deemed to be effective and continuous service throughout the remainder of the day upon which such service is made commencing from the time of such service, and that same service is further deemed to be effective through the end of the next business day provided another service is made during the

next business day.

Dated: July 17, 2007

New York, New York

U.S.D.J. A CERTIFIED COPY

J. MICHAEL McMAHON,

CLERK

NYDOCS1/286282.1

В

3